

Union Calendar No. 687

93RD CONGRESS
2^D SESSION

S. 2457

[Report No. 93-1423]

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1974

Referred to the Committee on Interstate and Foreign Commerce

OCTOBER 3, 1974

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

AN ACT

To amend the Communications Act of 1934, as amended, to permit the Federal Communications Commission to grant radio station licenses in the safety and special and experimental radio services directly to aliens, representatives of aliens, foreign corporations, or domestic corporations with alien officers, directors, or stockholders; and to permit aliens holding such radio station licenses to be licensed as operators.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 That subsection (1) of section 303 of the Communications
4 Act of 1934, as amended (47 U.S.C. 303 (1)), is amended
5 by deleting paragraphs (2) and (3) and inserting the
6 following:

7 “(2) Notwithstanding paragraph (1) of this subsec-
8 tion, an individual to whom a radio station is licensed under

1 the provisions of this Act may be issued an operator's license
2 to operate that station.

3 “(3) In addition to amateur operator licenses which the
4 Commission may issue to aliens pursuant to paragraph (2)
5 of this subsection, and notwithstanding section 301 of this
6 Act and paragraph (1) of this subsection, the Commission
7 may issue authorizations, under such conditions and terms as
8 it may prescribe, to permit an alien licensed by his govern-
9 ment as an amateur radio operator to operate his amateur
10 radio station licensed by his government in the United States,
11 its possessions, and the Commonwealth of Puerto Rico pro-
12 vided there is in effect a bilateral agreement between the
13 United States and the alien's government for such operation
14 on a reciprocal basis by United States amateur radio opera-
15 tors. Other provisions of this Act and of the Administrative
16 Procedure Act shall not be applicable to any request or ap-
17 plication for or modification, suspension, or cancellation of
18 any such authorization.”

19 SEC. 2. Section 310 of the Communications Act of 1934,
20 as amended (47 U.S.C. 310), is amended by deleting sub-
21 section (a), redesignating subsection (b) as subsection (d)
22 and inserting the following new subsections (a), (b), and
23 (c) :

24 “(a) The station license required under this Act shall

1 not be granted to or held by any foreign government or the
2 representative thereof.

3 “(b) No broadcast or common carrier or aeronautical
4 en route or aeronautical fixed radio station license shall be
5 granted to or held by—

6 “(1) any alien or the representative of any alien;

7 “(2) any corporation organized under the laws of
8 any foreign government;

9 “(3) any corporation of which any officer or direc-
10 tor is an alien or of which more than one-fifth of the
11 capital stock is owned of record or voted by aliens or
12 their representatives or by a foreign government or
13 representative thereof or by any corporation organized
14 under the laws of a foreign country;

15 “(4) any corporation directly or indirectly con-
16 trolled by any other corporation of which any officer or
17 more than one-fourth of the directors are aliens, or of
18 which more than one-fourth of the capital stock is
19 owned of record or voted by aliens, their representatives,
20 or by a foreign government or representative thereof,
21 or by any corporation organized under the laws of a
22 foreign country, if the Commission finds that the public
23 interest will be served by the refusal or revocation of
24 such license.

1 “(c) In addition to amateur station licenses which the
2 Commission may issue to aliens pursuant to this Act, the
3 Commission may issue authorizations, under such conditions
4 and terms as it may prescribe, to permit an alien licensed by
5 his government as an amateur radio operator to operate his
6 amateur radio station licensed by his government in the
7 United States, its possessions, and the Commonwealth of
8 Puerto Rico provided there is in effect a bilateral agreement
9 between the United States and the alien’s government for
10 such operation on a reciprocal basis by United States amateur
11 radio operators. Other provisions of this Act and of the
12 Administrative Procedure Act shall not be applicable to any
13 request or application for or modification, suspension, or
14 cancellation of any such authorization.”

Passed the Senate May 2, 1974.

Attest:

FRANCIS R. VALEO,

Secretary.

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